

INVESTIGATION NEARING CLOSE

Special Committee Concludes Hearing as to Violation of Charter

MAYOR'S CHARGE TECHNICAL ONE

Cross-Examination of Executive Concluded, and Chairman Wood, of Finance Committee, Testified—This Phase of Inquiry Briefly Argued.

Concluding the hearing and argument on one of the three phases of the pending inquiry—that as to the violation of the city charter—the Special Joint Investigating Committee of the Council last night adjourned subject to call.

The session, continuing from about 8 until 11 P. M., was devoid of sensational features and proved rather uneventful than exciting. The cross-examination of the Mayor by Mr. Cannon, representing the Finance Committee, as to his charges of violation of the charter by the Finance Committee in preparing the budget, consumed an hour, and then Mr. Wood, chairman of the Finance Committee, was on the stand for about an hour longer, making a statement of his recollections of the making of the budget, and various matters incident thereto. He was examined by Mr. Cannon and cross-examined by the Mayor.

The representatives of both sides agreed to rest the case, and it was argued on the evidence, ten minutes on each side, the Mayor representing himself, and Mr. Cannon the committee. In his argument, the Mayor stated that he had charged no improper conduct upon the committee or any member of it, but that the violation of the charter alleged was a technical one, the analogy of a legislator voting for a statute afterwards declared unconstitutional being cited to illustrate the case. He asserted, however, that the testimony of Mr. Wood sustained every contention on his part, and he laid stress upon the point that the procedure to which he called attention withheld from the Council valuable information to which it was entitled.

Mr. Cannon in his rejoinder challenged any one to point out what provision of the charter the committee had violated, making the point that it had done nothing which the charter said it should not do, but he merely done what the Auditor and the Council had failed to do, and thus met an emergency. He defended the action of the committee and made an earnest and forceful argument from his point of view.

Cross-Examination.

The session opened with an agreement by the committee limiting the scope of the inquiry in the matter of detailed examination and cross-examination, the committee agreeing to hear one representative of each side as a witness.

The cross-examination of the Mayor by Mr. Cannon was resumed and continued for nearly an hour. The Attorney made the charge, while the Mayor testified that the Council "may" fix the tax rate annually, but that the provision was not mandatory. The detailed question and answer procedure was not of sufficient importance otherwise to go on at length. The proceedings were smooth, and devoid of much of the friction which marked the opening session.

Some Cross-Firing.

Mr. Cannon desired to place certain members of the committee on the stand. Chairman Richardson stated that he was under the impression that the Mayor and members of the committee were to be asked to make statements as to the several phases of the inquiry. The first clause of the resolution is that wherein the members of the committee are charged with violation of the charter in making up the budget. The chairman pointed out that the language of the charter which prescribes that the Council "may" fix the tax rate annually, but that the provision was not mandatory. The detailed question and answer procedure was not of sufficient importance otherwise to go on at length. The proceedings were smooth, and devoid of much of the friction which marked the opening session.

SHERIFF CAUGHT IN GAMBLING JOINT

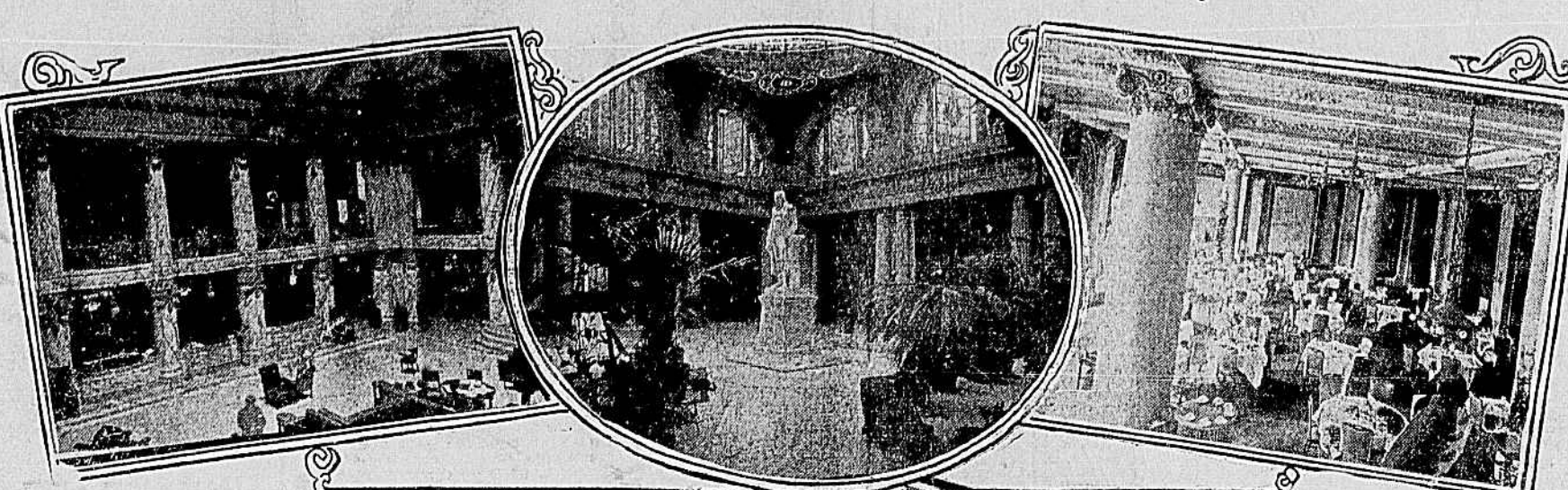
Raid Disclosed Officer at Table With Chips—Says He Was Playing Pinochle.

NEW YORK, May 7.—Something of a sensation was caused in Jersey City to-day by the arrest of Sheriff Kaiser, of Hudson county, in a raid on an alleged poker game in a saloon. The policeman who made the arrest declares that the game was in full progress when he burst into the room, and that the sheriff had possession of poker chips and some of the money was on the table. Sheriff Kaiser says his arrest was a mistake; that he was merely playing pinochle when the policeman broke into the room. The sheriff was taken to a police station in a patrol wagon with several other prisoners, but was permitted to go on his own recognizance.

Wood on Stand.

After some further discussion and protest, and a suggestion by Mr. Gilman that the Investigating Committee ought to have legal advice, Mr. Wood took the stand and first made a calm, clear statement of the action of the committee in preparing the budget and in sealing down certain recommendations of the Finance Commissioners and of the City Engineer. He reviewed his services on the committee, paid a

SCENES SHOWING PRESENT APPEARANCE OF SECTIONS OF JEFFERSON HOTEL



LOBBY. DINING-ROOM.

ENGINEER KILLED BY TRAIN-ROBBERS

Two Masked Men Hold Up Northern Pacific Express, but Get No Plunder.

POSSE CAPTURE ONE BANDIT

Grip Found Filled With Giant Powder to Blow Open Express Car.

BUTTE, MONT., May 7.—The North Coast Limited, eastbound train, No. 22, on the Northern Pacific Railway, was held up by two masked men near Welch Spur, a siding eighteen miles east of Butte, at 1:25 this morning. The engineer, James Clow, was shot and killed, and Fireman Julius Sullivan was shot through the arm. Without making an attempt to blow up the express car, as was evidently intended, the robbers jumped from the engine and ran down the mountain-side, disappearing in a gulch several hundred yards from the track.

Sheriff Hamer, of Butte, was notified, and, with a posse, left on a train for the scene of the hold-up. Sheriff Webb, of Yellowstone county, was on the train, and with one member of the train crew, started on the trail of the hold-up men five minutes after the shooting. Bloodhounds were put on the trail and this afternoon one of the fugitives was captured at Woodville, near Butte. The robbers left a telescopic grip on the tender of the locomotive. The grip was full of giant powder, evidently intended for use in blowing up the express car. The men boarded the train presumably at the Butte transfer, where a locomotive for the Montana Division was attached. One mile west of Welch the train crawled over the tender, and, with drawn guns, commanded the engineer to stop the train, which he did.

Engineer Clow, however, made a show of resistance, and one of the robbers fired, shooting him through the body, killing him instantly. The other man shot at Sullivan, breaking his arm.

When the train stopped, Conductor Bert Culver and the train crew ran to the engine, where they found a colored man, who related the circumstances of the hold-up. This man said that he had been stealing a ride, and that the men offered him a third of the "booty" if he would assist them. He said he had refused and had taken no part in the hold-up. He says he can identify the robbers and the man is being held for this purpose.

The posse with bloodhounds was joined at Welch by R. H. Godard, chief of the Northern Pacific detectives at Livingston; Deputy Sheriff James Keon, of Gallatin county, and by James Latta, of Bozeman. Keon and Latta are the men who tracked and captured "Ike" Gravelle, who some time ago tried to force the Northern Pacific Railroad Company to pay him \$50,000 black mail.

SHERIFF CAUGHT IN GAMBLING JOINT

Raid Disclosed Officer at Table With Chips—Says He Was Playing Pinochle.

NEW YORK, May 7.—Something of a sensation was caused in Jersey City to-day by the arrest of Sheriff Kaiser, of Hudson county, in a raid on an alleged poker game in a saloon. The policeman who made the arrest declares that the game was in full progress when he burst into the room, and that the sheriff had possession of poker chips and some of the money was on the table. Sheriff Kaiser says his arrest was a mistake; that he was merely playing pinochle when the policeman broke into the room. The sheriff was taken to a police station in a patrol wagon with several other prisoners, but was permitted to go on his own recognizance.

WOOD ON STAND.

After some further discussion and protest, and a suggestion by Mr. Gilman that the Investigating Committee ought to have legal advice, Mr. Wood took the stand and first made a calm, clear statement of the action of the committee in preparing the budget and in sealing down certain recommendations of the Finance Commissioners and of the City Engineer. He reviewed his services on the committee, paid a

MANY KILLED IN STRIKE RIOTS

Strike-Breakers, Attacked by Mob in San Francisco, Shot Down Assaults.

ARREST STRIKE-BREAKERS

General Fight Follows and Women and Children Are Trampled by Crowds.

SAN FRANCISCO, May 7.—Strike-breakers in the uniforms of car inspectors and strikers and their sympathizers fought this afternoon on Turk Street for more than an hour. Eight men were shot, among them a policeman and Detective Bell. Several of the men will die. The shooting was done by strike-breakers from car windows, in response to showers of paving-stones and bricks hurled by the mob.

Eight men received bullet wounds, some of which will prove fatal. Among those thus injured are Detective Sergeant Ball and a patrolman. Finally a dozen or more of the guards were arrested by reserves from Central Police Station, and a union crowd boarded the rear-most car and started it back to the barn.

Arriving there, the strikers charged, and revolver fire was opened from the barn. In this encounter several more men were shot. A non-union man threw the switch at Turk and Fillmore Streets, and the derailed car shot into the sidewalk, maiming two men whose names have not been learned. In the stampede that followed, scores of women and children were trampled upon.

The appearance of relief sounds to reinforce Police Captain Mooney's men resulted about 4:30 o'clock in the partial dispersing of the crowds.

A rumor has it that Superintendent Chapman was seen about 5 o'clock driving rapidly on Golden Gate Avenue in an automobile that was dashed with blood. There is no confirmation of the rumor that Mr. Chapman was wounded. Practically all of the police reserves at the various precinct stations have been called out and are now patrolling the neighborhood of Fillmore and Turk Streets.

M'LEMORE WINNER FOR JUDGESHIP

Friends of Suffolk Lawyer Confidently Expect Governor to Name Him.

While there are other aspirants for the position of circuit judge of Nansemond, Southampton and adjoining counties, including Mr. T. H. Wilcox, of Norfolk, it is regarded as more than probable that Governor Swanson will designate Mr. James Latta M'LeMORE, of the Suffolk bar, for this post. Mr. M'LeMORE was a college mate of Governor Swanson at Randolph-Macon College, and the two were warm friends. The Suffolk attorney is a native and former resident of Southampton, of which his father has been for many years county clerk and is endorsed unanimously by the bars of that county and Nansemond.

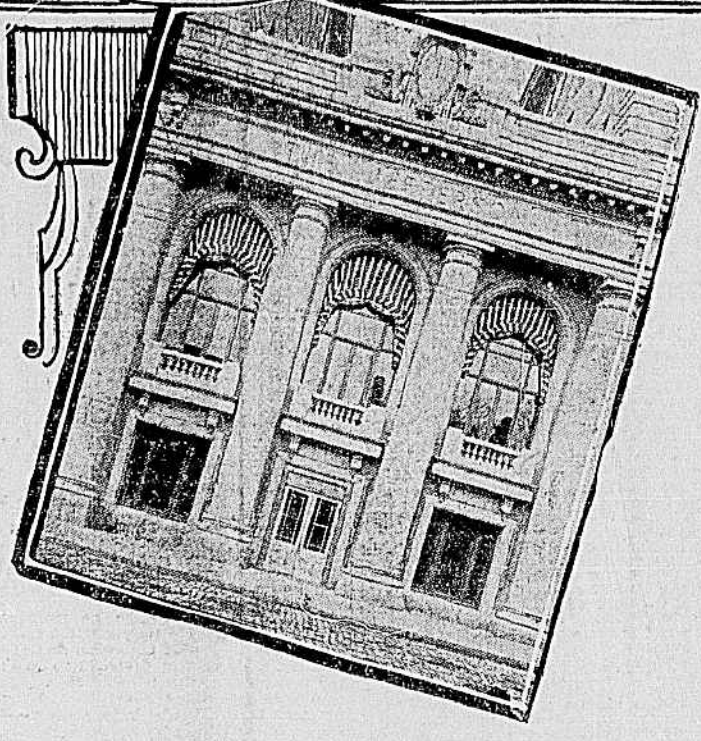
After taking a literary degree at Randolph-Macon College Mr. M'LeMORE, who was a brilliant student, studied law, and has long practiced with success in the bar. He is a man of high standing at the bar, and in the opinion of his friends, is eminently equipped for judicial position, having the temperament that fits him therefor.

MYSTERIOUS MURDER OF CLEVELAND WOMAN

CLEVELAND, OHIO, May 7.—Mrs. Conceita Mandet, thirty-six years old, wife of a city employe, was mysteriously assaulted by a would-be assassin to-night and fatally wounded while leaving her home on Cherry Street to visit neighbors. She had taken her child in her arms and had reached the street, when a man stole up behind her and shot her through the head. The woman fell to the pavement unconscious, and late to-night is reported dying. Only a meagre description was obtained of the man who fired the shot. The husband declares he knows of no possible motive for the act.

INSURANCE COMPANIES TO WITHDRAW FROM TEXAS

NEW YORK, May 7.—Following a meeting of the Association of Life Insurance Presidents to-day, a statement was issued in which it was intimated that the companies represented in the association will withdraw from Texas, when the new insurance law of that State becomes effective June 1st. The new legislation which provides that 75 per cent. of the reserve of Texas policies shall be invested in Texas securities was declared by the association to be discriminatory in its effect.



NEW MAIN STREET ENTRANCE.

TORNADO SWEEPS NORTHERN TEXAS

Two Towns Literally Wiped Off the Face of the Earth.

HOUSES RAZED TO GROUND

MOUNT PLEASANT, TEX., May 7.—Heavy damage and loss of life was wrought by a tornado which swept north Texas last yesterday. The towns of Rixling Away and Birlbright, 40 miles west of here, are reported practically destroyed. All telegraphic and telephonic communication is suspended, and details are lacking. Nine people are reported killed in the two villages and vicinity.

Great damage is reported at Caney, a negro settlement, and loss of life may have occurred there. Birlbright, a town of 500 inhabitants, is reported to have been completely destroyed.

The tornado appeared in the Southwest late yesterday and moved at a terrific rate of speed, demolishing almost everything in its path. Houses were swept to the ground, and many people sought the shelter of store cellars.

Several persons were injured by flying debris. Crops are badly damaged and fences destroyed.

BOY WADES RIVER, PREVENTS WRECK

Boulder Had Rolled from Mountain on Track—Lad Gets Loose Change.

ROANOKE, VA., May 7.—At Oakdale, Va., to-day a twelve-year-old boy named Foster Wright, son of a farmer, saved No. 4, eastbound Norfolk and Western passenger train, from being wrecked. The boy was on the opposite side of East River and saw a big rock on the track. He waded across the stream up to his neck and waved down the train with a red bandana handkerchief. The rock had fallen from the bluff, and the train had been about to strike it. Conductor Mastin gave the boy all his loose change, and on his arrival in Roanoke he reported the facts to the general offices.

ACTRESS A SUICIDE.

Killed Herself on Account of Nervous Headache.

NEW YORK, May 7.—Worry over divorce troubles is believed to have been responsible for the suicide to-day of Muriel Nelson, an actress, violinist and music writer, who shot and killed herself at her apartments in the Hotel Benington.

MAHOL WINS BY MAJORITY OF 4,500

BALTIMORE, MD., May 7.—In the municipal election held here to-day, J. Harry Mahol won over the present incumbent, E. C. Thomas, by a majority of 4,500. Both branches of the City Council are Democratic by large majorities. The Democrats also elected the controller and the president of the second branch of the City Council.

COREY MUST SEE LESS OF FIANCEE

Head of Steel Corporation Informed That Miss Gilman Must Not Interfere with Business.

HAS BEEN CUTTING DUTIES

[Special to The Times-Dispatch.] NEW YORK, May 7.—While it was denied to-day at the offices of the Steel Trust that William E. Corey will have to give up his \$100,000 a year presidency as a result of the talk attending his marriage to Miss Mabelle Gilman, it became known that Mr. Corey's associates have given him to understand that he must attend more closely to business. Since Wednesday last, when the actress arrived on the Kaiser Wilhelm and put up at the Hotel Gotham, President Corey has spent only two or three hours at the offices of the Steel Trust, in the Empire building.

Men who have called to see Mr. Corey personally have been gravely informed by confidential secretaries that "Mr. Corey is attending an important committee meeting. He cannot be seen for several hours."

Meanwhile Mr. Corey could be seen by any one at the Hotel Gotham starting out on an automobile ride with Miss Gilman or going out with her on a shopping tour.

This is all changed now. Mr. Corey was really at his office to-day, it was said, and he was expected to be there every day this week. Chairman Elbert H. Gary said to-day that Mr. Corey was too valuable a man in the steel business to be dispensed with, and that his private affairs would not be allowed to interfere with his keeping his position.

ROADS INDICTED FOR REBATING

Four Great Lines in Trouble. Sugar Company Pleads Guilty and Pays Fines.

NEW YORK, May 7.—A Federal grand jury which has been investigating rebate cases to-day indicted the Chicago, Rock Island and Pacific Railway Company; Chicago, Milwaukee and St. Paul Railway Company; New York, Ontario and Western Railway Company, and the Western Transit Company, on charges of granting rebates to the American Sugar Refining Company.

All the indictments contain several counts, the largest number being in that against the Ontario and Western, which charges thirty separate offenses. The New York Central and Hudson River Railroad was indicted some time ago, found guilty and fined heavily. The Sugar Company, which also was indicted for accepting rebates from the New York Central, entered a plea of guilty and paid a fine.

CONFERENCE OF UNITARIANS MEETS AT CHATTANOOGA

CHATTANOOGA, TENN., May 7.—The Southern Conference of Unitarian Churches began here to-day. Delegates are in attendance from every community in the South, and prominent preachers and lay members from the North. Dr. Walton Mason, of Pittsburg, Pa., delivered a public lecture to-night.

"SILENT" SMITH REMEMBERS KIN

Wife Gets \$3,000,000—Brother and Sisters Get Large Sums.

NEPHEWS PRINCIPAL HEIRS

Lady Cooper Gets Life Interest in Million Dollars—Estate Worth \$25,000,000.

NEW YORK, May 7.—The will of the late James Henry Smith was made public in this city to-night. The value of the estate is estimated at not less than \$25,000,000. All his near kin receive legacies, and there are bequests to two local hospitals. The will provides for a direct heir, but of this, it is said, there is not a real possibility. His nephews, George Grant Mason and William Smith Mason, are the principal beneficiaries of the estate, deriving two-thirds and one-third, respectively, of the residue. George Grant Mason was, until recently, division superintendent of the Chicago, Milwaukee and St. Paul Railroad. William Smith Mason is a bank official at Evanston, Ill. This will, it is understood, will be offered for probate at Goshen, Orange county, to-morrow.

The will appoints his brother-in-law, Sir George Cooper, of Hursley Park, Wiltshire; A. Bart, his nephew, William Smith Mason, of Evanston, Ill.; George Grant Mason, of Aberdeen, S. D.; and George Simpson Eddy, of New York, and Herman S. Leroy, of New York, executors and trustees of his will.

Wife Gets \$3,000,000.

Among other legacies are the following: To his wife, Annie Armstrong Smith, in lieu of dower, the sum of \$2,000,000, to be taken by her sister either in cash or in securities.

To her daughter, Anita Stewart, a life interest in 500 Chicago, Milwaukee and St. Paul Railway Company 4 per cent. bonds of \$1,000 each.

To his sister, Mrs. Lady Cooper, wife of Sir George Cooper, a life interest in 1,000 Chicago, Milwaukee and St. Paul Railway Company 4 per cent. bonds, of \$1,000 each, the same to go to her children at her death.

To his sister, Mrs. Victor Rossbach, \$250,000.

To his sister, Mrs. John Mills, \$250,000.

In trust for the son of his brother, George Alexander Smith, of Evanston, Ill., \$500,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

To Mrs. William Pickrell, a cousin, of Phoenix, Ariz., \$50,000.

LIKELY THAT RYAN WILL BUY BONDS

Board of Exposition Governors Will Meet To-Day to Decide

HONOR JAPANESE ADMIRAL SIGNALLY

Commanders of Every Ship in Hampton Roads Call on Sir Gero Ijuin, Who Is Ranking Officer—Governor There To-Day.

WEDNESDAY'S EXPOSITION PROGRAM.

8 A. M.—Exposition gates open. Drill on Lee Parade, infantry, artillery, cavalry.
9 A. M.—Opening Warpath attractions complete.
Second day's session National Machine Tool Builders' Association. Opening government buildings.
10 A. M.—Fourth concert, national band concert, cruiser Washington, in front of auditorium.
10:30 A. M.—Guard mount on Lee Parade.
2 P. M.—Fifth concert, national band concert, battleship Louisiana.
2:30 P. M.—Lynn brass band concert in auditorium.
3:30 P. M.—Battalion and company drills, Lee Parade.
4 P. M.—Organ recital by Clarence Eddy in auditorium.
4:30 P. M.—Dress parade on Lee Parade.
5 P. M.—Government buildings close.
7:30 P. M.—Illumination of grounds.
8 P. M.—Concert by Lynn brass band in auditorium.
Sixth concert, national band concert, battleship Oregon.
11 P. M.—Exposition closes.

[Special to The Times-Dispatch.]

JAMESTOWN EXPOSITION GROUND, May 7.—The meeting of the directors of the Jamestown Exposition, called for this afternoon for the purpose of authorizing a bond issue of \$100,000 to raise funds to complete the exposition in detail, was postponed until to-morrow afternoon, because of the absence from the city of President Tucker and of the board of directors, chairman of the board of directors, Messrs. Tucker and Johnston, Hon. J. Taylor Elyson have been in the North for the purpose of finding a desirable purchaser for the bonds. They will make a report on their visit to the directors at the meeting to-morrow. It is regarded here as a strong probability that Thomas P. Ryan will be awarded the entire issue. Nothing has yet been stated as to the probable price of them, but it will be entirely satisfactory.

Honor Japanese Vice-Admiral.

Signal honor was paid to-day to Vice-Admiral Sir Gero Ijuin, commander of the Japanese squadron in Hampton Roads. He is the ranking naval officer in the waters off the Jamestown Exposition grounds, and to-day every commander of the American and foreign fleets called upon him. The first to call was Admiral Davis, of the American fleet, representing Admiral Evans, who is sick. The commanders of the Italian, Austrian, French and other squadrons then called. The Japanese committee of the places in the battle line made vacant by the departure of the British squadron.

Governor There To-Day.

Governor Swanson will be at the Virginia Building on the Jamestown Exposition grounds all day to-morrow.

The Governor's coming was announced over the long-distance telephone this morning, when he was called up by Chairman Loyall, of the Norfolk Bar Association's committee to present the name of J. W. Wilcox for the circuit judgeship, for the purpose of making an engagement with the Governor at Richmond to-morrow for the presentation by the local committee of the claims of the Norfolk candidate for the Circuit Court bench.

The Governor announced by phone that he would be glad to receive the Norfolk committee at the Virginia Building some time to-morrow, the exact hour to be arranged by Chairman Loyall and the Governor by telephone following the latter's arrival at the Virginia Building.

It was stated to-day that the two gentlemen to be presented to Governor Swanson for the judgeship are Mr. Wilcox, recommended by the Norfolk bar, and J. L. McLemore, of Suffolk, recommended by the bars of Nansemond and Southampton.

GOVERNMENT TO HELP.

Officials Are Anxious to See Exposition a Great Success.

WASHINGTON, May 7.—Secretary Cortelyou and Assistant Secretary Edwards, of the Treasury Department, held a conference to-day with officials of the Jamestown Exposition Company. Hon. Harry S. George Tucker, president; Chairman Johnston and Mr. Elyson, of the board of governors of the exposition, being present. Details of the proposed loan of \$100,000 by the company were submitted and approved. This fund will enable the company to pay off all outstanding obligations and leave a balance for proper operating expenses. The government officials connected with the exposition are anxious to aid in making a successful celebration a success and will co-operate with the company in every way to bring about that result. Reports from the Exposition grounds are encouraging, and it is thought that within a short time the exposition will be in full operation.

MISSIONARY ARRESTED, CHARGED WITH FORGERY

HONOLULU, May 7.—W. D. Clark has been arrested here on a charge of forgery. The warrant was issued in Hastings, Michigan. Clark has been engaged in missionary work among the Koreans.